

Sixth Appellate District

San Jose, California

MONDAY, MARCH 9, 1998

The Court met at the Palo Alto City Council Chambers, 250 Hamilton, Palo Alto, California. Present: Premo, Acting P.J.; Elia, J., Wunderlich, J.; and W. Magsaysay, Deputy Clerk.

H016555 PEOPLE v. McDANIELS

Cause called and argued by Alan Stern appearing for appellant and by Kenneth Young, Deputy Attorney General, appearing for respondent. Cause ordered submitted.

H015673 PEOPLE v. MILTON

H017343 MILTON ON HABEAS CORPUS

Cause called and argued by Paul Couenhoven appearing for appellant and petitioner and by Ross C. Moody, Deputy Attorney General, appearing for respondent. Cause ordered submitted.

H017070 IN RE ANDREW N., A MINOR

Cause called and argued by Sandra Uribe appearing for appellant and by Aileen Bunney, Deputy Attorney General, appearing for respondent. Cause ordered submitted.

H014697 KESSLER v. DUISTERMARS

Cause called and argued by appellant Donald Duistermars appearing in pro per and by Michael A. Jacques appearing for respondent. Cause ordered submitted.

H015131 VANCE v. KELLER INDUSTRIES, INC.

Cause called and argued by William A. Bogdan appearing for appellant and by Daniel Smith appearing for respondent. Mark Parsky appearing for appellant and Amy Eskin appearing for respondent are also present. Cause ordered submitted.

Court recesses until 1:30 p.m.

The Court reconvened at the Palo Alto City Council Chambers, 250 Hamilton, Palo Alto, California. Present: Cottle, P.J.; Elia, J., Wunderlich, J.; and David Clark, Deputy Clerk.

H017097 PEOPLE v. BROWN

Cause called and argued by Brian Hong appearing for Appellant and by Raymond Cardoza, Deputy Attorney General, appearing for Respondent. Cause ordered submitted.

H016402 PEOPLE v. AVILA

Cause called and argued by Stephen Greenberg appearing for Appellant and by Christopher Grove, Deputy Attorney General, appearing for Respondent. Cause ordered submitted.

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Monday, March 9, 1998 (continued)

H016124 PEOPLE v. INDALECIO

Cause called and argued by Michael Satris appearing for Appellant and by Mia Anna Mazza, Deputy Attorney General, appearing for Respondent. Cause ordered submitted.

TUESDAY, MARCH 10, 1998

(No minute approved orders)

H014144 GRANITE STATE INSURANCE v. CH2M HILL, INC.

Cause called and argued by Brian Zimmerman appearing for Appellant and by Christine Balthazar appearing for Respondent. Cause ordered submitted. Court is adjourned.

WEDNESDAY, MARCH 11, 1998

H016261 PEOPLE v. BRUCE

The judgment is affirmed. (not published)
(Premo, Acting P.J.; We concur: Elia, J., Wunderlich, J.)
Filed March 11, 1998

H015934 SHERMAN v. JEFFERS

The judgment is affirmed. (not published)
(Mihara, J.; We concur: Cottle, P.J., Bamattre-Manoukian, J.)
Filed March 11, 1998

H016590 FENDERS/SAN JOSE, INC. v. GARY OLIMPIA, et al.

The judgment on binding arbitration award is reversed. The matter is remanded. The trial court is directed to remand to the arbitrator with instructions to entertain a motion for contractual attorney fees in accordance with Civil Code section 1717. The order granting plaintiff's motion for sanctions is reversed. Costs on appeal are awarded to defendants. (not published)
(Premo, Acting P.J.; We concur: Elia, J., Wunderlich, J.)
Filed March 11, 1998

THURSDAY, MARCH 12, 1998

H016248 PEOPLE v. DANIELS

The judgment is affirmed. (not published)
(Elia, J.; We concur: Premo, Acting P.J., Wunderlich, J.)
Filed March 12, 1998

H016787 IN RE CARLOS M., A MINOR

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The case is remanded to the trial court with instructions to seal the minor's record. In all other respects, the judgment is affirmed. (not published)

(Premo, Acting P.J.; We concur: Elia, J., Wunderlich, J.)

Filed March 12, 1998

Thursday, March 12, 1998 (continued)

H016059 PEOPLE v. GARCIA

The judgment is affirmed. (not published)

(Premo, Acting P.J.; We concur: Elia, J., Wunderlich, J.)

Filed March 12, 1998

FRIDAY, MARCH 13, 1998

H016203 CITY OF SAN JOSE v. L.G. GROUP, INC.

By the Court*:

Appellant's petition for rehearing is denied.

Dated March 13, 1998

Premo, Acting P.J.

*Before Premo, Acting P.J., Elia J., and Wunderlich, J.

H016017 MARRIAGE OF PRUDENCE B. AND GEIR ILSTAD

By the Court*:

Appellant's petition for rehearing is denied.

Dated March 13, 1998

Premo, Acting P.J.

*Before Premo, Acting P.J., Elia, J., and Wunderlich, J.

H015996 COUNTY OF SANTA CLARA v. CITY OF SANTA CLARA, et al.

By the Court*:

Appellants' petition for rehearing is denied.

Dated March 13, 1998

Cottle, P.J.

Before Cottle, P.J., Bamattre-Manoukian, J., and Mihara, J.